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**UNITED STATES DISTRICT COURT**  
**DISTRICT OF NEVADA**

CHARLES CASTON, et al.,

Plaintiffs,

v.

SHAUNIE ONEAL, et al.,

Defendants.

2:08-CV-0039 JCM (RJJ)

Date: N/A

Time: N/A

**ORDER**

Presently before the court is the report and recommendation of United States Magistrate Judge Robert J. Johnston (Doc. # 2), filed on March 5, 2008.

Local Rule IB 3-1 states that any party wishing to object to the ruling of the magistrate judge on a pretrial matter shall file a specific objection within ten (10) days from the date of service of the magistrate judge's ruling. Here, no objections were filed.

On March 5, 2008, Magistrate Judge Johnston recommended that plaintiff's complaint be dismissed *with prejudice* because it was frivolous and no viable claim could be asserted based on the facts contained therein. Upon review of the magistrate judge's findings and recommendation (Doc. # 2) and there being no objections filed,

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1 IT IS HEREBY ORDERED, ADJUDGED AND DECREED that Magistrate Judge  
2 Johnston's report and recommendation (Doc. # 2) is AFFIRMED in its entirety. The instant action  
3 is hereby DISMISSED **with prejudice**.

4 DATED this 3<sup>rd</sup> day of April, 2008.

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7 UNITED STATES DISTRICT JUDGE  
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